



# Department of Environmental Quality

*To protect, conserve and enhance the quality of Wyoming's environment for the benefit of current and future generations.*



Matthew H. Mead, Governor

John Corra, Director

June 24, 2011

Mr. Clyde Hamstreet  
Sunwest Unitary Enterprise and Receivership Entities  
3723 Fairview Industrial Drive SE, Suite 270  
Salem, OR 97302

**RE: Closure to Notice of Violation and Order, Docket Number 4331-08**

Dear Mr. Hamstreet:

On August 19, 2008 the Department of Environmental Quality (DEQ) issued Notice of Violation and Order (NOV), Docket Number 4331-08, to KDA Construction, Inc. (KDA) for violations associated with the Large Construction General Permit (LCGP) WYR103444. This authorization was issued to KDA as required under Wyoming Water Quality Rules and Regulations (WQRR).

The DEQ has received official information indicating the property associated with the construction activity is in willful abandonment pursuant to bankruptcy. It is our understanding KDA has been replaced in receivership as of 3/9/2009 and was entirely liquidated of on 12/31/2010. DEQ has received documentation that Sunwest Unitary and Receivership Entities is the new owner of the property. Based on this information DEQ has opted to close the NOV and pursue no further action at this time with KDA. The previous LCGP authorization issued to KDA has expired and will not be reissued at this time.

Please consider this as official resolution to this NOV and Order and all matters under this WYPDES authorization at this time are resolved. If you have questions concerning this matter please feel free to give me a call.

Sincerely

Kevin M. Wells  
WYPDES Natural Resource Program Manager  
122 West 25<sup>th</sup> Street, Cheyenne, Wyoming 82002  
Telephone 307-777-8669

KMW/rm/11-0605

Cc: David Gwisdalla, 8ENF-W-NP, EPA Region 8 (PDF)  
Bill DiRienzo ► Brian K. Lovett ► Kevin M. Wells (PDF)  
NOV Docket 4331-08  
Environmental Quality Council  
Wyoming Attorney General's Office

